

Application No.: 09/601,838

Docket No.: 0179-0163P  
(Patent)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re Patent Application of:  
Hendrik FEHLIS et al.**RECEIVED**Application No.: 09/601,838  
U.S. Patent No.: 6,856,935JUL 16 2010  
OFFICE OF PETITIONS

Filed: August 9, 2000

Art Unit: N/A

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For: CAMERA TRACKING SYSTEM FOR A  
VIRTUAL TELEVISION OR VIDEO STUDIO

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Examiner: N/A

**NOTIFICATION OF ERRONEOUS PAYMENT OF SMALL ENTITY FEES  
UNDER 37 C.F.R. § 1.28 AND LOSS OF ENTITLEMENT OF SMALL ENTITY STATUS  
UNDER 37 C.F.R. § 1.27(G)(2)**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-145007/09/2010 MBANGURA 00000022 022448 6856935  
01 FC:1559 515.00 DA

Sir:

It is respectfully noted that the above-identified application no longer qualifies for small entity status under 37 C.F.R. § 1.27(a).

Small entity status was established with the filing of the application on **August 9, 2000**, and the small entity filing fee was properly paid. However, after the application was filed but prior to payment of the issue fee, the status changed. The application therefore did not qualify for small entity status at the time the issue fee was due and the large entity issue fee was paid. On January 19, 2007 a letter reporting Notification of Loss of Small Entity Status was filed with the U.S.P.T.O. On August 15, 2008 the records of the U.S.P.T.O. still reflected small entity and the 4<sup>th</sup> year maintenance fee was erroneously paid as a small entity.

It is therefore respectfully requested that the error be excused. The following items are being submitted to comply with the requirements of 37 C.F.R. 1.28(c):

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- (1) Separate submission for each application or patent.

This request is being submitted in connection with U.S. Patent No. 6,856,935.

- (2) Payment of deficiency owed.

(i) A \$465.00 small entity maintenance fee was paid on August 15, 2008. Accordingly, the deficiency owed is \$515.00.

(ii) Charge \$515.00 to deposit account 02-2448, as payment of the deficiency owed.

It is again noted that the failure to notify the U.S. Patent and Trademark Office of the change in the entity status at the time the maintenance fee was paid was made in error, without the intent to deceive. As it is believed that the requirements of 37 C.F.R. § 1.28(c)(1) and (c)(2) have been met, it is respectfully requested that the error be excused and that the U.S. Patent and Trademark Office forward appropriate notification to the undersigned.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Dated:

JUL 7 2010

Respectfully submitted,

By 

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Registration No.: 29,680

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Phone:	703-205-8000	Pages:	3 (including cover sheet)
Your Ref.:	USP 6856935	Our Ref.:	0179-0163P
Re:		CC:	

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Comments: Enclosed please find a Notification of Erroneous Payment of Small Entity for the above-identified file.